

APPENDIX VI

**MATANUSKA-SUSITNA BOROUGH ASSEMBLY
RESOLUTION 89-201**

Introduced by: Manager
Prepared by: Planning

MATANUSKA-SUSITNA BOROUGH

ASSEMBLY RESOLUTION 89-201 Substitute

"A RESOLUTION OF THE ASSEMBLY OF THE MATANUSKA-SUSITNA BOROUGH APPROVING
THE DECEPTION CREEK LAND USE PLAN."

WHEREAS, the Department of Natural Resources, Division of Land and Water has developed a land use plan for the Deception Creek area (Willow Capitol Site); and

WHEREAS, the Division of Land and Water has held several public hearings on the plan; and

WHEREAS, most Borough land selections have been placed in conveyable land use classifications; and

WHEREAS, adoption of the plan will remove certain impediments to State timber sales in the area, which will benefit the local economy; and

WHEREAS, the plan postpones any action on the status of the Willow Capitol Site; and

WHEREAS, the plan is an interim plan and will be reviewed in its entirety in ten years; and

WHEREAS, the Borough Agriculture and Forestry Board has recommended approval of the Final Draft subject to the Borough being able to comment on the plan during the public notice period; and

WHEREAS, the Borough Planning Commission has recommended approval of the plan; and

WHEREAS, the Matanuska-Susitna Borough has Platting Powers; and

WHEREAS, prior existing legal uses and rights, including rights-of-way, should be recognized; and

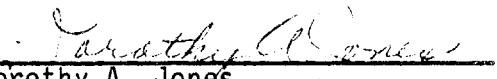
WHEREAS, management unit 5C contains Borough interest lands; and

WHEREAS, year round roads are allowed to be developed on existing rights-of-way.

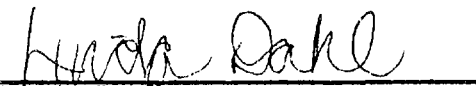
NOW THEREFORE, BE IT RESOLVED that the Assembly of the Matanuska-Susitna Borough approves the Deception Creek Land Use Plan (Final Draft) subject to review of the comments received on the Plan during the public notice period and subject to the following revisions:

- 1) Prior existing legal uses and rights, including rights-of-way, should be recognized and treated as non-conforming uses and the Plan's guidelines should not be used to deny such uses and rights; and
- 2) Existing non-conforming uses should be allowed to continue until abandoned and the removal of rights-of-way should be adjudicated in accordance with the existing vacation process; and
- 3) Any plan amendment, revision or modification should follow regulations set forth in 11 AAC 55.030 and the Plan should not contain any more restrictive requirements; and
- 4) Year round roads should be allowed to be developed in management unit 5C.

5) PASSED AND APPROVED on this 19 day of September, 1989.


Dorothy A. Jones
Mayor

ATTEST:


Linda Dahl
Borough Clerk